

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS AND INTERFERENCES

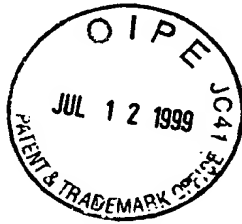
In Re Application of:

Thomas D. Petite

Serial No.: 08/825,576

Filed: March 31, 1997

For: **Transmitter for Accessing Automated
Financial Transaction Machines**



Examiner: F.L. Evans

Art Unit: 2877

Docket: 81607-1010

Appeal No. _____

I hereby certify that this correspondence is being
deposited with the United States Postal Service as first
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Assistant Commissioner for Patents, Washington D.C.
20231, on July 9, 1999.

Signature

LETTER TO PTO

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

This letter accompanies an appeal brief that is filed in response to a Notification of Non-Compliance with the Requirements of 37 CFR 1.192(c), mailed June 23, 199. In short, that notice stated that the originally-filed appeal brief failed to contain: items required under 37 CFR 1.192(c); a statement of the status of all of the claims; a concise explanation of the claimed invention, and; a concise statement of the issues presented for review. The accompanying substitute appeal brief has been appropriately modified. More specifically, the following has been added to the accompanying appeal brief:

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J. McInnis
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A statement of the status of all of the claims, including the statement that claims 1-20 were canceled during the prosecution of this application.

A concise explanation of the claimed invention, including reference to the specification by page and line number and to the figures.

A concise statement of the issues presented for review, including the rejection of claim 23 under 35 U.S.C. § 112, first paragraph, set forth in Paper No. 9.

Applicant notes that the foregoing changes necessitated a slight change to the format and content of the appeal brief. Specifically, the originally-filed appeal brief had been partitioned into three claim groups (one claim group covering claims 21-23). With, however, the addition of arguments directed to the 112, first paragraph rejection, necessitated an additional claim grouping, whereby claims 21-22 comprise a claim group, and claim 23 comprises a separate claim group. Now there are a total of four claim groups, and an argument section addressing the 112, first paragraph rejection has also been included within this substitute Appeal Brief.

No fee is believed to be due in connection with the filing of this substitute Appeal Brief. However, if any fee or charges are deemed to be payable, you are hereby authorized to charge them to Deposit Account No. 20-0778.

Respectfully submitted,



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